D 19

C.F. 71.

19 40

Department of Revenue

OFFICE Board of Revenue

STATION Madras

Mis **No.** 3308

E 4243/40

Dated 25/11/40

25 NOV

Pages in the file 26 & 3 nfs.

(SUBJECT.)

Alienation - Land - Rev - (S. Kanara) Coondapur taluk - Basrur Village - S. No. 51/2A·1B - B.E.M. Elementary School Playground - Sanctioned - Go. Comm'd.

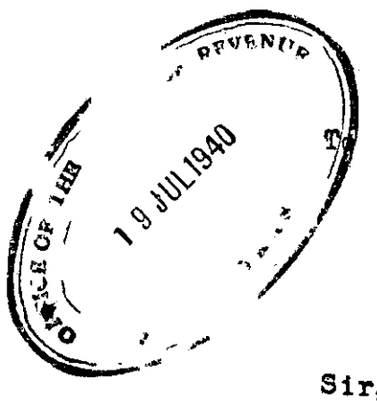
1 NP 36

Ref.B3-3613-40. South Kanara Collector's Office,
Camp Puttur, dated 12 - 7 - 1940.

E 4242

From

M. V. Subrahmanyan Esquire, M.A., I.C.S.,
Collector of South Kanara.



The Secretary to the Board,
Land Revenue and Irrigation,
M a d r a s.

Sir,

Alienation -Land and Revenue - Coondapoor Taluk - Basrur village - S.No. 151/2A1B (30 cents) -Playground to the B.E.Mission Elementary school, Basrur -sanction -requested.

S.No. 151/2A1B of Basrur village, Coondapoor Taluk, measuring 30 cents, was alienated in favour of the correspondent of the B.E.M. Elementary school, Basrur for the purpose of a playground to the school in this office R.Dis. No.6724-38 dated 23-12-38. In the same order the land revenue on the plot was also alienated. The alienation was sanctioned evidently under the impression that the Collector was competent to order it. But under B.S.O. No.24 (11) as amended in correction slip issued in B.P. No.66 Press dated 1-6-36, Collectors have no power to alienate lands in favour of private persons.

2. The plot S.No. 151/2A1B is reported to be a level piece of land fit for a playground and alienation was recommended by the Director of Public Instructions. The plot is devoid of tree-growth or other improvements.

3. I enclose applications for the alienation of land and revenue, an eye-sketch of the plot in duplicate and a copy of the conditions of alienation agreed to by the alienee together with the records of this office R.Dis. 6724-38 dated 23-12-38 and request that the Board may be pleased to ratify the Collector's order alienating the land and revenue in favour of the correspondent of the B.E.M. Elementary school, Basrur.

For Collector. 13/7/40

Application for the alienation of land in which the proprietary right belongs to the State.

	District	South Kanara.
1. Description and area	...	S.No. 151/2A1B, measuring 0.30 acres, in Basrur village, Coondapoor Taluk.
2. Value subject to annual assessment.	...	Rs. 45/- at Rs. 150/- per acre.
3. Alienee and purpose of alienation.	...	The Correspondent, B.E.M.Elementary School, Basrur for the purpose of a playground to the school.
4. Collector's remarks	...	Recommended.

South Kanara Collector's office,
Camp Puttur, dated 12 - 7 -1940.

For Collector.

13.7.40.

5

Application for the alienation of land revenue payable to Government.
(Standing Order No. 24, Paragraph 17).

District - South Kanara.

1. Description and area ... S.No. 151/2A1B, measuring 0.30 acres in Basrur village, Coondapoor Taluk.

2. (a) Annual assessment or ground-rent. ... Re.0-10-0 at Rs. 2-0-0 per acre the rate adopted for the adjoining land S.No. 151/2A2.

   (b) Capitalised value (25 times assessment or ground-rent.) Rs. 15-0-0

3. Alienees and purpose of alienation.. The Correspondent B.E.M. Elementary school, Basrur for the purpose of a play-ground to the school.

4. Collector's remarks. ... Recommended.

South Kanara Collector's Office,
Camp Puttur dated 12- 7 -1940.

For Collector.

13-7-40.

Appendix.

The land shall be used for the purposes of playground within 1 year from the date of grant and for no other purposes.

2. No buildings shall be erected on the land without the previous permission of the Collector.

3. The Government may resume the land wholly or in part with any buildings thereon in the event of the infringement of any of the conditions of the grant.

Particulars of land.

1. Taluk - Coondapoor.
2. Village - Basrur.
3. S.No. - 151/2A1B.
4. Extent - 0.30.
5. Assessment - 0.10.0.

In the event of such resumption, no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land, the Government may direct the grantee to remove them.

4. The Government may resume the land wholly or in part with any buildings thereon, if in the opinion of the Government, the land is required for the public purpose or for conducting mining operations.

5. In the event of resumption or acquisition of the plot for any reason, no compensation shall be payable for any buildings erected without permission.

6. In the event of resumption under condition 4, if there are buildings on the land, the Government may at their option either -

(a) purchase the buildings, or

(b) direct the grantee to remove the buildings.

7. In the event of the resumption of the land followed by the purchase of buildings under condition 6 or in the event of the acquisition of the land for any reason, the compensation payable for buildings or other improvements shall in no case exceed the initial cost or the value at the time of resumption or acquisition whichever may be less,

of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant.

8. In the event of the grantee refusing to remove the buildings when so directed under conditions 3 or 6, the Government may remove them and realise the cost of removal by the sale of the materials.

9. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee.

10. The market value of the land shall be collected if at any time it is found that any net income is ------ derived from the land.

unnecessary

11. Full land value shall be levied if at any time it is found that the alienee derives any ~~substantial~~ net --- income out of the plot. Full land revenue shall be --- imposed if there is any breach of any of the conditions of alienation. In the latter case, the land revenue shall be imposed from the date of infringement.

12. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

13. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

14. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

15. In the event of the infringement of, or failure to observe any of the conditions (1) to (14), the alienee shall pay to the Government such compensation as is ----- determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land thereupon shall/vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

For Collector.

13.7.44.

EYE SKETCH.

District = South Kanara
Taluk = Coondapur

Field No. 151.

Village { No. 62
Name. Ba

Area. 12. 41 A

149
134
150
153
140
133
132
152
159
2A1

151. 2A1A = 7. 16
2A1B = 0. 30
7.46

2A1A
2A1B
2A2
2B
1
2
3
4
14
H
I
J
A
B
C
D
E
F
G

103 76 257 336 173 288 215 220 145 43 570 494 420 420 453 480 382 112 188 205 183 374 27 144 10 101 57 241 104 250 203 117 175 204 150 252 200 200 202 410 459 248 238 126 150 191 956 300

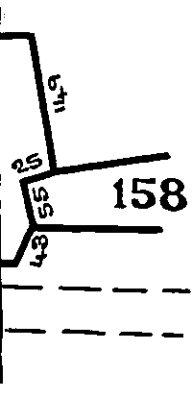
F
791
134 640
153 440
D

Traced by. P. Kumaran
Draftsman.
16. 7. 40

Scale ½ Inch = one chain

Index.

Survey to Subdn no.	Description	Kadim or Hosagame	Name of holders.
151. 1	Dry.	Hosagame.	B. E. M. General agent.
2A1.	Poramboke plain.	.. ..	
2A2.	Dry.	.. ..	Alienated in favour of the Basrur Hindu H. E. School for the School playground and garden
2B.	Dry.	..	Alienated for a market.
14.	Dry.	Kadim	B. E. M. General agent.
A	..	..	B. E. M. Elementary School building.
B.	..	..	Cattle pound.
C.	..	..	Hindu H. E. School (under construction)
D.	..	..	L. F. Road leading from Coondapur to Basrur.
E	..	..	" " " Basrur petah to Basrur-market
F	..	..	" " " Basrur to Hunsemaki
G	..	..	" " " Basrur to Kandlur.
H.	..	..	Vacant land within the School compound.
I & J	..	..	Level lands which can be converted into play grounds
2A1B.	..	..	The plot applied for by the correspondent of the B. E. M. School, Basrur for being alienated for the purpose of a play ground.



EYE SKETCH.

District = South Kanara.
Taluk = Coondapur

Yield No. 151.

Village { No. 6
Name
Area 12.41

151. 2A1A = 7.16
2A1B = 0.30
7.46

	F	
	791	
134	640	
153	440	
	D	

149 134 150 153 140 133 132 152 159/2A1

2A2 2A1A 2A1B 2B

1 2 3 4 10 14

H I J

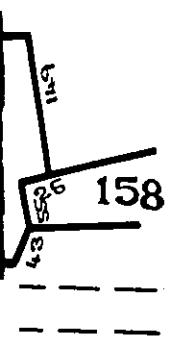
A B C D E F G

103 76 252 336 173 288 215 220 195 570 494 420 420 453 480 203 117 175 204 150 252 200 200 202 410 469 332 148 150 125 188 112 205 183 241 57 101 104 250 374 144 43 300 861 965

Basrur

Index.

Survey & Subdn. no.	Description	Kadim or Hosagame.	Name of holders.
151-1	Dry	Hosagame	B. E. Mo. General agent.
2A1	Poramboke plain	....	.. ..
2A2	Dry	.. ..	Alienated in favour of the Basrur Hindu-H. E. School for the School playground and garden
2B	Dry.	..	Alienated for a market.
14	Dry	Kadim.	B. E. M. General agent.
A.	..	..	B. E. M. Elementary School building.
B.	..	..	Cattle pound.
C	..	..	Hindu H. E. School. (under construction)
D.	..	..	L. F. Road leading from Coondapur to Basrur
E	..	..	" " " Basrur petah to Basrur market
F	..	..	" " " Basrur to Hunsemaki
G	..	..	" " " Basrur to Kandloor
H	..	..	Vacant land with in the School compound.
I & J	..	..	Level lands which can be converted into.
2A1B	..	..	The plot applied for by the Play grounds correspondent of the B. E. M. School, Basrur for being alienated for the purpose of a play ground.



17

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	20/8	MP
When copied ..	21/8	[illegible]
When examined	22-8-	V.T.B/NDO
When signed		
When despatched.		

F.W.S.
SUBJECT :—
Alienation - Land - Rev. (S. Kanara)
Coondapur taluk - Basrur village - S. no.
151/2A 1B - B.E. Mission Elementary school
Basrur - Playground.

READ AGAIN [illegible], dated ____ 19____
" " ____ " ____ 19____

READ *ALSO* :—
No. [illegible] From the E4242-409, No. ____, dated ____ 19____
" ____ " ____ " ____ " ____ 19____
" ____ " ____ " ____ " ____ 19____

Order / Resolution Ms. / Rout. No. Ref E42242-40-1 dated 20.8.40, dated ____ 19____

The Collr. is requested to obtain the Consent of the alinee to the following conditions :—

1) Full land revenue shall be
2) any time any net income
on the land.
3) Land will be liable to
without compensation if th
4) to which the land is
5) a playground to not
6) if the recognition once grant
is withdrawn"

19/20/8

For Insurance Notices see reverse.
Stamps affixed except in case of uninsured letters not exceeding 2½ tolas or one ounce in weight or on which no acknowledgment is due.

No. 124

Rs. As.
Date-stamp.

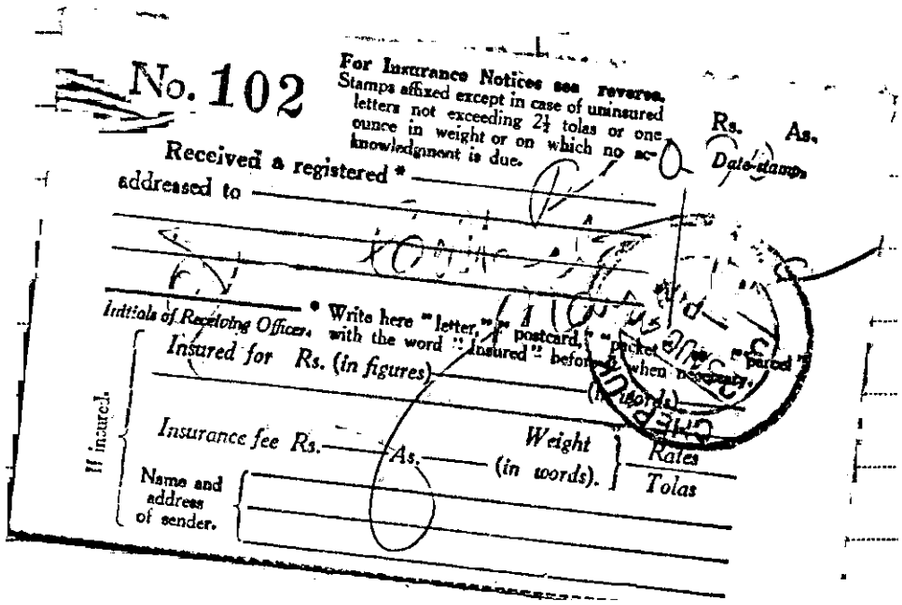
Received a registered * [illegible]
addressed to [illegible]

Initials of Receiving Officer. * Write here "letter," "postcard," "packet" or "parcel" with the word "Insured" before it when necessary.

Insured. Insured for Rs. (in figures) ____ (in words) ____
Weight ____ Rates ____
Insurance fee Rs. ____ As. ____ (in words) ____ Total ____
Name and address of sender.

28 NOV 1940 CHERAI

To the Collr of S Kanara
with a file to be returned
with reply.



No. 102

For Insurance Notices see reverse.
Stamps affixed except in case of uninsured letters not exceeding 2½ tolas or one ounce in weight or on which no acknowledgment is due.

Rs. As.

Date-stamp.

Received a registered *

addressed to

Initials of Receiving Officer.

* Write here "letter," "postcard," "packet" or "parcel" with the word "insured" before it when necessary.

If insured.

Insured for Rs. (in figures)

(in words)

Insurance fee Rs. As.

Weight

Rates

Tolas

Name and address of sender.

...

19

...

...

...

F.W.S

Alienation - Land - Rev -

DESPATCHED
18 OCT 1940

(S. Kanara) . Coondapur taluk -
Basrur village - S. No. 51/2A 1B)
B. S. Mission (Swiss) Elementary
School - Playground - Ratifying Coll's order &
Proposals submd.

P 18 F 4242/40 F Collr. of S. Kanara
B 3. 3613.40 J 12.7.40 J A.

P 19 Cg. .. F 5660/40 J do / do d 24.9.40 J J

Order F A 2 42.40: 2 J - 16.X.40 -
Submitted to the Govt.

2. The Board recommends that the Coll's order may be ratified subject to the following modifications:-

(1) Condition (10) of the conditions imposed by the Collr. and agreed to by the claimer is not necy and may be omitted

(2) In condition (11) the words "any substantial income" may be changed into "any net income".

(3) The following addl. conditions may also be imposed:—

(a) the playground shall be open to the pupils of the school of all castes and communities.

P.T.O.

(b) The land shall be liable to resumption without compensation if the School to which the playground is attached is not recognized or if the recognition once granted is subsequently withdrawn

1st

1. The Secy to Govt Rev Deptt with calls for, to be sets.

BOARD OF REVENUE
16 NOV 1940
E6944
MADRAS
SECT.
16 NOV 1940

Rev. Sectt. 23—3,006—23-12-36.

GOVERNMENT OF MADRAS.

Received 19/40 *Registered* 19/40

Abstract.

Alienation - Land and revenue - (South Kanara) - Coondapur taluk - Basrur village - S.No. 51/2A.1B - B.E.M. Elementary School - Playground - Sanctioned. G.O. issued

---

REVENUE DEPARTMENT.

G.O. No. Ms. 2766 **Dated the** 12th November 1940.

READ the following :—

DISPATCHED
28 NOV 1940

From the Board of Revenue, Ref.E.No.4242/40-2, dated 16th October 1940.

Rev Mis 3308 dt 25-11-40 communicated to the collr. of South Kanara.

To the Collr. of S.Kanara. with Mis file R.Dis. 6724/38

ORDER— dt 23.12.38 sd

The Government sanction the alienation of S.No.151/2A 1B measuring 30 cents in Basrur village, Coondapur taluk, South Kanara district, in favour of the Correspondent of the B.E.M. Elementary School. Basrur. for use as a playground for the school.

2. The alienation will be free of charge for the occupancy right and free of assessment,

but subject to the following conditions :—

(1) The land shall be used as a playground for the school and for no other purpose.

~~and for no other purpose~~

~~(2) The buildings shall be constructed within from the date of the grant.~~

(2) No buildings shall be erected on the land without the previous permission of the Collector of the district.

(3) The playground shall be open to the pupils of the school of all castes and communities.

or if the school to which the playground is attached is not recognkised or if the recognition once granted is subsequently withdrawn.

(4) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~. If there are buildings on the land the Government may direct the grantee to remove them.

(5) The Government may resume the land, wholly or in part, with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations. (In the event of such resumption or in the event of the acquisition of the land for any reason, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less.)

(6) In the event of resumption under condition (5) if there are buildings on the land, the Government may, at their option, either—

(*a*) purchase the buildings, or

(*b*) direct the grantee to remove the buildings.

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (6) or in the event of the acquisition of the land for any reason, the compensation payable for buildings or other improvements shall in no case exceed ~~the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, together with~~ the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (2).

(8) In the event of the grantee refusing to remove the buildings, when so directed under condition ~~(5) or~~ (6)(*b*) the Government may remove them and realize the cost of the removal by the sale of the materials.

(9) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee. ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~

(10) Full land revenue shall be levied if at any time it is found that the grantee ~~derives~~ derives any net income out of *the plot or if any of the conditions of alienation are infringed. In the latter case, the land revenue shall be* levied from the date of infringement.

(11) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to

cut

or if the school to which the playground is attached is not recognkised or if the recognition once granted is subsequently withdrawn.

(4) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~ If there are buildings on the land the Government may direct the grantee to remove them.

(5) The Government may resume the land, wholly or in part, with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations. (In the event of such resumption or in the event of the acquisition of the land for any reason, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less.)

(6) In the event of resumption under condition (5) if there are buildings on the land, the Government may, at their option, either—

(*a*) purchase the buildings, or

(*b*) direct the grantee to remove the buildings.

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (6) or in the event of the acquisition of the land for any reason, the compensation payable for buildings or other improvements shall in no case exceed ~~the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, together with~~ the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (2).

(8) In the event of the grantee refusing to remove the buildings, when so directed under condition (5) or (6)(*b*) the Government may remove them and realize the cost of the removal by the sale of the materials.

(9) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee. ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~

(10) Full land revenue shall be levied if at any time it is found that the grantee ~~xxxxxx~~ derives any net income out of the plot or if any of the conditions of alienation are infringed. In the latter case, the land revenue shall be levied from the date of infringement.

(11) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to

cut

cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The grantee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(12) The grantee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(13) The grantee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

(14) In the event of the infringement of, or failure to observe, any of the conditions (11) to (13), the grantee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case, the grantee shall not be entitled to any compensation whatever.

(By Order of His Excellency the Governor)

B.G.Holdsworth,
Secretary to Government.

To the Board of Revenue.

(True copy)
F o r w a r d e d
/By Order/

Superintendent.

SRM.12.11.40.

N.O.K file.

Alienation - Land - Rev - South Kanara)
Coondapur taluk - Basrur (Hyderabad) village - S.No. 151-2A1B
B. E. Mission Elementary School Basrur - playground
Collector's orders - Ratification -

E 42 12-40 Collr. of S. Kanara 6.3.39 1.74

Sketch at p 13 of.

S.No. 151-2 A 1 B of Basrur (Hyderabad) village, Coondapur taluk measuring 30 cents was alienated by the Collr. in favour of the Correspondent of the B.E.M. Elementary School, Basrur for a playground to the School. in his proceedings R.Dis. No. 6724-38 dated 23.12.38. As the Collr. is not competent to sanction alienations in favour of private persons, he has submitted proposals to the Board, for the ratification of his orders.

The conditions suggested by the Collr require ~~The Board may ratify the Collr's order subject to~~ the following alterations:—

(1) Condition (10) of the conditions imposed by the Collr. is not imposed in the case of alienation but only to local bodies to private persons. It may be omitted

(2) The words "any substantial income" occurring in condition (11) should be changed into "any net income"

(3) The consent of the alinee should be obtained to the following addl. condition (ee) The land will be liable to resumption

without compensation, if the School to which the land is alienated for a Play ground is not recognised or if the recognition once granted is withdrawn subsequently. A

B.E Mission is a registered body but is of the Foreign nationality (Swiss) The Board may submit the case to the govt. for ratifying the Coll's order. subject to the modifications suggested above 'A'. The comment may be obtained before the case is submitted to the Govt. B

List of Mission and bodies B.P. may put up

A & R Sec,

CR 878

19/8

Draft submitted

19/8

21/8

[From the Collr. of S. Kanara - Roc 3613.40 B3 of 22.9.40] P 19 cf.

The letter cited above is in reply to the Board's reference E.42.42-40.1 D 20.8.1940.

The Mission has agreed to abide by the conditions of the alienation. For order on B above

28/9/40

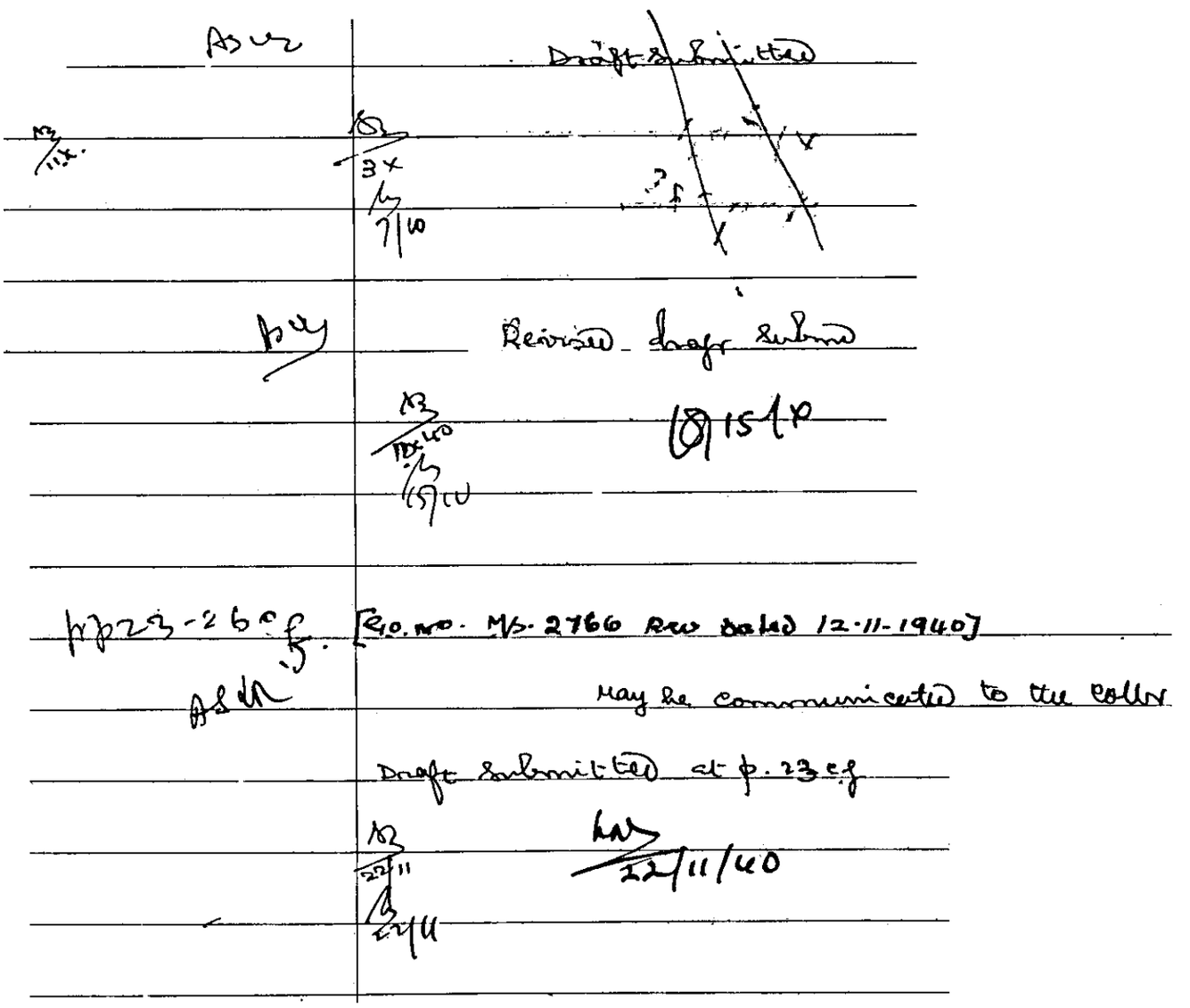
B may be approved

28/9

30/9/40

3-OCT

2/10



Min 3308
25-11-40

~~Full~~ Board. Single member

1-A.	A.D.S. & L.R.	Asst. Secretary L.R. Sett.	Sep.Rev.	Joint Secy.	Secy.	M-4.	M-3.	M-2.	M-1.

1. Open file seen by

2. Final draft seen by

3. Now circulated to

4. Initials.

Passed for record.

~~Secretary~~
~~Joint Secretary.~~

~~A.S. (C.W.)~~

A.S. (L.R.) 10.12

~~A.S. (Sett.)~~

~~A.S. (Excise)~~

~~A.D.S. & L.R.~~

1-A.

Note- Entries not required to be scored out.

VVS. 12-11-40.